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APPLICATION NO.	FI	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/700,212		11/03/2003	Dongxue Wang	CML01170T	4189
22917	7590	03/21/2005		EXAMINER	
MOTOROI			DUDEK, JAMES A		
1303 EAST IL01/3RD	ALGONQ	UIN ROAD	ART UNIT	PAPER NUMBER	
SCHAUMB	URG, IL	60196	2871		
				DATE MAILED: 03/21/2005	

Please find below and/or attached an Office communication concerning this application or proceeding.

10/700.212 WANG ET AL		Application No.	Applicant(s)					
James A Dudek 2871	•							
James A. Dudek 2871	Office Action Summary		Art Unit					
Period for Repty A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of their may be available under the pervious of 3 CFR 1.13(a). In so event, however, may a reply be timely filled sets SX (b) NoVITS from the maling date of this communication. • Extensions of term may be available under the pervious of 3 CFR 1.13(a). In so event, however, may a reply be timely filled sets SX (b) NoVITS from the maling date of this communication. • Extensions of term plus a periodic above, the maximum dataloxy periodic valley of which the statutory minimum of thirty (30) days will be considered timely. • If No period reply is specified shows, the maximum dataloxy periodic valley and will explicately (MONTH'S from the maling date of this communication, explication is the considered period for reply will, by dataloxy periodic valley and will explicately (MONTH'S from the maling date of this communication, explication is provided the provided of the communication, explication is provided to this communication, explication is provided to the maling date of this communication, explication is provided to this communication. • Palue to reply which the action is FINAL. • Provided to the maling date of this communication, explication, explication is non-final. • Provided to the provided to communication is condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Explant Queyle, 1935 C.D. 11, 453 O.G. 213. • Disposition of Claims • A) Claim(s) 1-11 is/are pending in the application. • Claim(s) 1-11 is/are allowed. • Claim(s) 1-12 is/are allowed. • Claim(s) 1-13 is/are allowed. • Claim(s) 1-								
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Enterceived in demany be available under the provision of 3 CFR 1.136(d). In a event, however, may a reply be timely filed Enterceived in demany be available under the provision of 3 CFR 1.136(d). In a event, however, may a reply be timely filed If the period for reply sepecified above is less but histy (30) days, a reply within the statutory minimum of thirty (30) days, will be considered timely. If the period for reply sepecified above is hear but histy period will deply of will dispres 15(0 MoNTH) for the making date of this communication. Any reply received by the Office later than these mostles after the mailing date of this communication, even if timely filed, may reduce any seamed patient term subjustment. See 37 CFR 1.704(b). Status 1) Responsive to communication(s) filed on	The MAILING DATE of this communication appears on the cover sheet with the correspondence address							
1) Responsive to communication(s) filed on	A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely. - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).							
This action is FINAL. 2b This action is non-final.								
Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims								
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4) Claim(s) 1-11 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are rejected. 7) Claim(s) is/are rejected to. 8) Claim(s) is/are objected to. 8) Claim(s) is/are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No	•							
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Art Unit: 2871

DETAILED ACTION

Election/Restrictions

Restriction to one of the following inventions is required under 35 U.S.C. 121:

I. Claims 1-9, drawn to a liquid crystal cell, classified in class 349, subclass 24.

II. Claims 10-11, drawn to a method of driving the light for a cell, classified in class345, subclass 1.

The inventions are distinct, each from the other because of the following reasons:

Inventions I and II are related as product and process of use. The inventions can be shown to be distinct if either or both of the following can be shown: (1) the process for using the product as claimed can be practiced with another materially different product or (2) the product as claimed can be used in a materially different process of using that product (MPEP § 806.05(h)). In the instant case, the method can be used to drive a materially different cell including driving an electrophoretic cell.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to James A. Dudek whose telephone number is 571-272-2290. The examiner can normally be reached on 9:00-5:30.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert H. Kim can be reached on 571-272-2293. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866,217-9197 (toll-free).

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